

## State High Court Sorry But Adamant

# Sky's Limit On Local Debt Taxes!

LANSING, Mich. (AP) — Extending sympathies to taxpayers, the Michigan Supreme Court has ruled that local units of government can levy unlimited taxes—without voter approval—to pay off bonded indebtedness.

“... My reluctantly inevitable answer is bound to startle and then pain grievously thousands and thousands of property taxpayers of Michigan,” said Justice Eugene F. Black, who wrote the court's opinion. “The prodigal sky is now the constitutional limit and the only restraint left is that which the

legislature may choose to impose upon local public debts,” he said.

He also lashed out at drafters of the 1963 Michigan Constitution, charging they hid a “sleeping” in the document that could have been overlooked by voters who approved the con-

stitution.

The court's decision was on review of a suit by Robert Butcher against Grosse Ile Township in 1970. Butcher contended the township could not, without a vote of the people, levy unlimited taxes to pay an assessment upon the township by the drainage district board.

Black's opinion was signed by Justices John B. Swainson, Thomas E. Brennan and Thomas G. Kavanagh. Justice Paul Adams reached the same con-

clusion in a separate opinion and Justice G. Mennen Williams concurred in Adams' opinion.

Chief Justice Thomas M. Kavanagh concurred with Black, held that while no limit exists on the amount of taxes for capital outlay or bonded indebtedness, voter approval is required.

The court held that under the 1963 Constitution, local units of government are not prohibited from raising taxes capital out-

lay or bonded indebtedness.

“Bluntly stated,” Black said in reference to the portion of the Constitution in question, “exposing fairly the actual purpose ... probably would have defeated the narrowly surviving Constitution of 1963.”

Applying an Upper Peninsula

Colloquialism meaning “duped” or “conned,” Black said, “Yes, the property taxpayers of Michigan were in 1963.”

The court ruled taxpayers will have to pay up under a section of the Constitution that says a 15-mill one-year limita-

tion on real and tangible personal property taxes does not apply “to taxes imposed for the payment of principal and interest on bonds or other evidences of indebtedness or for the payment of assessments or con-

(See back page, sec. 1, col. 8)

## Mrs. Broz Is Released From Jail

### Courts Drop Charges In Trooper Killings

BY BRANDON BROWN  
Staff Writer

A 39-year-old Detroit woman accused of two counts of first-degree murder in the Dec. 31 slayings of two state troopers was freed from the Berrien county jail about 7:30 last night



JUDGE HUGHES  
Upholds lower court



PROSECUTOR TAYLOR  
Among the missing

on the strength of two court opinions.

Berrien Circuit Judge Julian Hughes earlier Thursday upheld an opinion by Fifth District Judge Paul Pollard not to bind Mrs. Dorothy Pearl Broz to circuit court for trial in the slayings of State Troopers Gary Rampey and Charles Stark.

Judge Hughes' opinion held that a March 3 decision by Judge Pollard not to bind over Mrs. Broz was not a clear abuse of Judge Pollard's discretion.

His opinion said the testimony in the preliminary examination record failed to establish any “reasonable possibility” that Mrs. Broz shot either trooper or that she aided or abetted in the crime.

However, a hearing before Judge Pollard was tentatively set for 9:30 a.m. today on a motion by Prosecutor Ronald J. Taylor to reopen Mrs. Broz' preliminary examination so Taylor may introduce additional information he believes will sway the district judge to bind Mrs. Broz over.

Mrs. Broz was accused of two counts of first-degree murder in the slayings near Union Pier of the two troopers in what apparently began as a routine traffic stop of Mrs. Broz' car. The driver of her car, Johnnie William Croxton, 26, of Parsons, Tenn., was slain by other troopers shortly later as he attempted to flee.

Mrs. Broz was arrested and appeared at a preliminary examination before Judge Pollard Jan. 13. The judge took the case under advisement until March 3, then found “no probable cause” to believe Mrs. Broz committed murder

(See back page, sec. 1, col. 1)



DOROTHY BROZ  
Released from jail

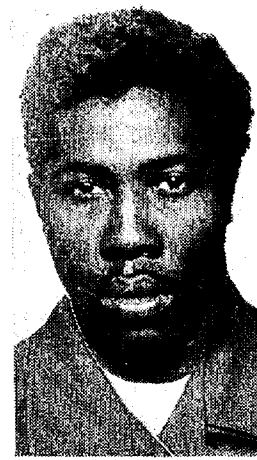
## New Ruling Has Impact In Berrien!

A State Supreme court ruling that local units of government can tax without limit to pay off bonded debts without a vote of the people, has immediate application in Berrien county.

It served to lift a cloud of possible illegality of taxes now levied by Lake Michigan college and the Berrien Intermediate school districts to finance their building programs.

It also could apply to a request by the LMC board for approval to issue another \$2.5 million in bonds for its Phase III building program. The Michigan Municipal Finance commission last November denied the college bonding request. Denial was based on an attorney general's opinion that the constitution did not give governmental units the right to tax for bonded debts without voter okay.

Dr. Walter Browe, executive vice president of LMC, said the high court's decision was good news to the college, but that it was too soon to know if the board would want to renew its application for the bond issue.



JOHNNY X. FOSTER

## FBI Holds BH Resident For Extortion

### Alleged To Have Asked TWA For \$25,000

BY PAUL DODSON  
Staff Writer

A Benton Harbor man is being held today by the FBI in connection with a telephone conversation with Trans World Airlines officials in Chicago during which the caller demanded \$25,000 for information about two bombs placed in TWA planes.

Johnny X. Foster, 41, of 711 East Vineyard avenue, Benton Harbor, whom the FBI said listed his occupation as self-employed building contractor, is being held as a federal prisoner in the Kent county jail at Grand Rapids on felony charges of extortion and giving false information.

He is being held in lieu of \$10,000 bond.

The alleged incident occurred Wednesday afternoon. The FBI said TWA officials notified the FBI while the two hour telephone call was in progress and that the call was traced to a residence in Benton township. Benton Harbor police arrived at the dwelling just as the call ended and arrested Foster who police said was the only person in the house at the time. The home from which the call was placed was not Foster's.

The phone conversation ended in mid-sentence, the FBI said, at 4:46 p.m. Foster was arrested at 4:48 p.m. by Benton Harbor police. A local FBI agent praised the work of Benton Harbor police in the case as well as the help of the telephone company in tracing the call.

A Johnny Foster has served time in prison for theft from the mails and check forgery, according to this newspaper's files.

Felony warrants were authorized against Foster by Robert Green, assistant U.S. Attorney General at Grand Rapids and Foster was transported to the Kent county jail Wednesday evening. He was arraigned Wednesday before a U.S. magistrate who set a

preliminary hearing in the case for March 16.

“It is our feeling this is a separate incident from the New York and Las Vegas incidents,” said an FBI agent. “We believe it is a case of someone trying to take advantage of TWA's unfortunate incident. We don't feel there is any connection between the bombs and the Benton Harbor telephone call.”

A bomb was found aboard a TWA plane in New York and a bomb damaged a TWA plane in Las Vegas on Wednesday. Police said the bomb incidents were related to an extortion demand for \$2 million.

## U.S. Seeks To Halt Extortions

By FRANK CORMIER  
Associated Press Writer

Top officials of the nation's 29 biggest airlines were called to Washington today to help thwart what President Nixon called “vicious extortion plots” against the carriers.

Nixon acted Thursday to require immediate implementation of new rules aimed at keeping dangerous individuals, weapons or bombs off scheduled airliners. The new procedures were slated to take effect three months from now.

The airline chiefs were summoned to meet with Secretary of Transportation John Volpe and the Federal Aviation Administration.

Ret. Air Force Gen. Benjamin O. Davis, chief of the federal force of sky marshals, told newsmen at the White House not all the 29 airlines had

(See back page, sec. 1, col. 1)

## Nixon Link To ITT Denied By Mitchell

WASHINGTON (AP) — An investigator for columnist Jack Anderson has offered testimony to the Senate Judiciary Committee that President Nixon was involved in settlement of an antitrust suit against International Telephone & Telegraph Corp.

Brit Hume, the 28-year-old Anderson aide, quoted an ITT lobbyist as saying former Atty. Gen. John N. Mitchell told her the President wanted the Justice Department to stop pursuing three antitrust suits against the giant conglomerate and make a reasonable settlement.

Mitchell said almost immediately after Hume testified that “the President has never, repeat never, made any request to me directly or indirectly concerning the settlement of the ITT case and I

took no part in that settlement.”

Anderson and Hume were scheduled to continue their testimony today as the committee began its seventh day of hear-

## Cancellation Of Bands Irks Irish

WASHINGTON (AP) — Irish eyes were glaring angrily at the Pentagon today because two military bands were pulled out of New York's St. Patrick's Day parade.

Pentagon officials said Thursday they cancelled the appearance of the bands of the North American Air Defense Command and the 3rd Naval District because the parade had become “political in nature.”

ings into the accusations by Anderson that Justice Department officials were guilty of improprieties in the ITT settlement.

Chairman James O. Eastland, D-Miss., said he wants Dita D. Beard, the ITT lobbyist quoted by Hume, to testify before the committee hearings—probably in about a week. However, Eastland said he does not plan to send investigators to Denver where Mrs. Beard is hospitalized with a heart ailment.

Anderson has published a memorandum attributed to Mrs. Beard in which she suggested out-of-court settlement of the multibillion-dollar suits against ITT was linked with the corporation's \$400,000 pledge to the Republican National Committee.

Anderson, quoting from the memo, described a meeting between Mitchell, Mrs. Beard and former Kentucky Gov. Louie B. Nunn at a small dinner party



BRIT HUME  
Points Finger At Nixon

after last year's Kentucky Derby.

Hume told the committee Mrs. Beard gave him details of the meeting when he confronted her with the memo which she said was written to her boss, W.R. Merriam, head of ITT's Washington office.

“She said the attorney gener-

(See back page, sec. 1, col. 7)

## Black Convention Opening In Gary

BY JERRY MORTON  
Special Correspondent

GARY—Early arrivals to the nation's first Black Political Convention said they'll be making history this weekend, but they can't be more specific than that.

Jesse Bell, Gary's city comptroller and chairman of local arrangements, said nearly 8,000 persons will arrive in the city by tonight to participate as delegates or observers.

The program begins today with a series of committee meetings, but full business sessions will not start until Saturday at West Side high

school.

A total of 97 delegates from Michigan will be among the 4,200 eligible to vote at the convention.

Each state is allotted delegates on a population basis. Most were selected at state caucuses.

In addition, all elected black officials are automatically designated as delegates.

Convention officials said a \$25 delegate fee, plus travel expenses, would prohibit some eligible persons from attending.

The purpose of the gathering will be to draw up a Black National agenda, and, ac-

cording to observers, the convention will not endorse a political candidate.

Leaders are hoping the agenda will give the blacks bargaining power in gaining endorsement of policies in exchange for black votes. No one, however, seems certain about the tone of the convention.

“You'll see everyone from the Urban League to Bobby Seale” a young black radio reporter from Gary said. “People can find all kinds of reasons to pick it apart. But it's extremely significant just

(See back page, sec. 1, col. 1)

## MSU May Get Law School Funds

LANSING, Mich. (AP) — Some hope was expressed Thursday of obtaining a legislative appropriation to start planning for a law school at Michigan State University, an MSU aspiration for nearly a decade.

A committee on legal education recommended an appropriation of \$796,114 for the 1972-73 fiscal year to get the idea off the ground.

Committee members said they were aiming for the enrollment of law students by this fall but admitted a January 1973

target date would be more practical.

Gov. William Milliken, meanwhile said he “basically supports” the idea, although the MSU law school was not included in his budget recommendations this year.

“They may not get as much as they want,” said House Speaker William A. Ryan, D-Detroit. “We do have serious fiscal problems. I do think they could get more than a token appropriation, enough for some practical planning.”

Sen. Robert W. Davis, R-

Gaylord, and Rep. Raymond C. Kehres, D-Monroe, members of the Senate and House appropriations committees respectively, also thought some appropriations could be approved.

“I can't speak for the committee,” Davis said, “but I think they will appropriate some funds. I do believe we have the votes to start a law school.”

Kahres said he thought some starting funds could be obtained. He mentioned, however, that some legislators might want the

school in other areas.

Committee members said interest in a law school also has been expressed by Grand Valley State College, Western Michigan University and Saginaw Valley State College. There further has been a proposal to start a private law school in Lansing.

Committee cochairmen Sen. William S. Ballenger, R-Ovid, and Rep. Jackie Vaughn III, D-Detroit, stressed the strategic location of having the school near the state Capitol.

The legislature, state agencies and the attorney general's office could use the law students as interns and assistants, it was suggested.

The committee report said that, in Michigan, as many as two out of three qualified law-school applicants are turned away for lack of law-school space.

The report said the study received cooperation from the University of Michigan and Wayne State University—both now with law schools.

# THE HERALD-PRESS

## Editorial Page

W. J. Banyon, Editor and Publisher  
Bert Lindenfeld, Managing Editor

### One Possible Answer To Shoreline Erosion

Our Wednesday edition which featured another comment on Lake Michigan's shoreline erosion dilemma brings up news of an experiment which, if it proves the underlying theory, could subdue one element contributing to the loss.

Several propositions have been advanced for the erosion menace.

The worst villain probably is the solid, manmade projection protruding from shoreline for long distances into the lake. The Coast Guard's piers come readily to mind.

The lake's current and storms constantly shift the sand bottom. When this littoral drift hits a solid obstruction, the sand drops from suspension and is deposited to the obstruction's windward side. In regaining its natural flow the current scours away on the lee side. The beach's buildup in Edgewater north from the piers and its shrinking south from the piers are easily visible results of this interference.

The shoreline's instable soil is another factor. Sand or clay or a layering of each are vulnerable to wind and wave and to underground drainage seeking its own level.

Extensive drainage of the ground away from the shoreline very likely tends to raise the lake level artificially.

The Franklin Institute Research laboratory at Philadelphia is conducting tests on a paving material which could reduce the drainage hazard.

Since the automobile became a

necessity, street and highway design has stressed pavement durability and instant drainage away from the pavement and its roadbed.

The Franklin researchers maintain this emphasis on a firm foundation is overdone at the expense of wasting water.

Instead of returning water to the soil the solid pavement and the drain ditch send it off to lower level collector points, Lake Michigan in this area, where it may or may not perform a useful function. If retained in the ground as Mother Nature ordered things before the concrete and asphalt jungle entered into man's life, water tables and underground reservoirs could be stabilized rather than being lost as they are today.

The Franklin scientists are testing an asphalt type material which permits water to seep into the ground.

The trade publication, Chemical and Engineering News, editorialized recently that the material promises to be cheaper than conventional paving with its necessary runoff system.

Restoring the land's natural sponge function will not automatically solve water shortages and safeguard the bluffs. Neither can the Franklin experiment, if proven satisfactory, be put into effect over night.

Conceivably, though, it could be a stone to smite two birds in our area — uncertain wells frequently only yards away from a high lake level.

### Some Sour Notes Beeping From The Charity Ball

During the Roaring Twenties the social whirl in America's larger cities decided the urge to throw a party and to do good works could be rolled together.

The idea was not original. Benefit dances for all manner of civic and semi-public purposes had been a part of the American landscape for generations.

The Charity Ball simply upgraded the dollar or fifty cent ticket for admission out in the boondocks to a \$100 or so per plate supper dance, replete with a name orchestra, classy entertainers, extravagant decorations, an exotic menu, and so on.

### Just A Start

Statisticians are very good at compiling numbers. They sometimes fail, miserably, however, in their interpretations. The U. S. Department of Agriculture no doubt went to some lengths to provide the data on which its statisticians concluded it costs the average American family \$8,700 to feed a boy from his birth to his 18th birthday.

Is costs, said the Department, only slightly less, about \$8,100, to feed the average girl. The only problem is the statisticians based their computations logically, but unrealistically on 21 meals a week. As any parent knows, healthy, growing American children do not eat three meals a day, day after day.

What they do is eat according to their moods and social schedules. That is why, in content if not in name, breakfast sometimes becomes dinner, lunch gives way to a late afternoon raid on the refrigerator and on more than a few occasions snacking between or with meals can become an all day vocation.

Based on the 21-meals a week legend, the department probably is correct in its dollar valuations. Checking the import-export exchange which occurs in the kitchen, Mom must wonder whether she is not spending that much on just pizza, potato chips and soda pop.

The format held several attractions. The charitable cause received something, not too awfully much after the expenses were deducted, but more probably than if the party had not been staged.

Since the guests paid for their presence, the host and hostess were not out of pocket anywhere close to what they would shell out for a daughter's debut.

The existence of a committee to assist with the arrangements spread the actual logistical work among many shoulders rather than one pair.

And everyone had a good time. The late Elsa Maxwell later was to earn an international reputation as an unpaid professional arranger of these galas. She received an expense account for her efforts, but died a few years ago stony broke.

Recently Mr. and Mrs. William Levitt, the big guns in small home developments, chaired an affair at New York City's Waldorf-Astoria for Long Island's North Shore Hospital.

The invitations called for cocktails, dancing and entertainment preceding a midnight supper, to be followed by more dancing.

The hors d'oeuvres ran out, but the cocktails came on strong and so did many of the guests when it was learned supper would be delayed.

The entertainers were drowned out and numerous guests tromped out to appease their hunger elsewhere.

The Levitts have filed a \$1.1 million suit against the Waldorf claiming breach of contract.

The court has not resolved that dispute, but Mrs. Levitt says count her out for next year's chairman.

Although other galas are missing the publicity attendant upon the Levitts' unenvying experience, the big city Charity Ball is showing signs of age.

The Jet Set will have no part of it; the younger guest who a generation ago would have leaped for an invitation today inclines to talk in things "meaningful" and the flight to suburbia renders it more difficult to pull an audience together in a downtown facility staffed and equipped to handle a big bash.

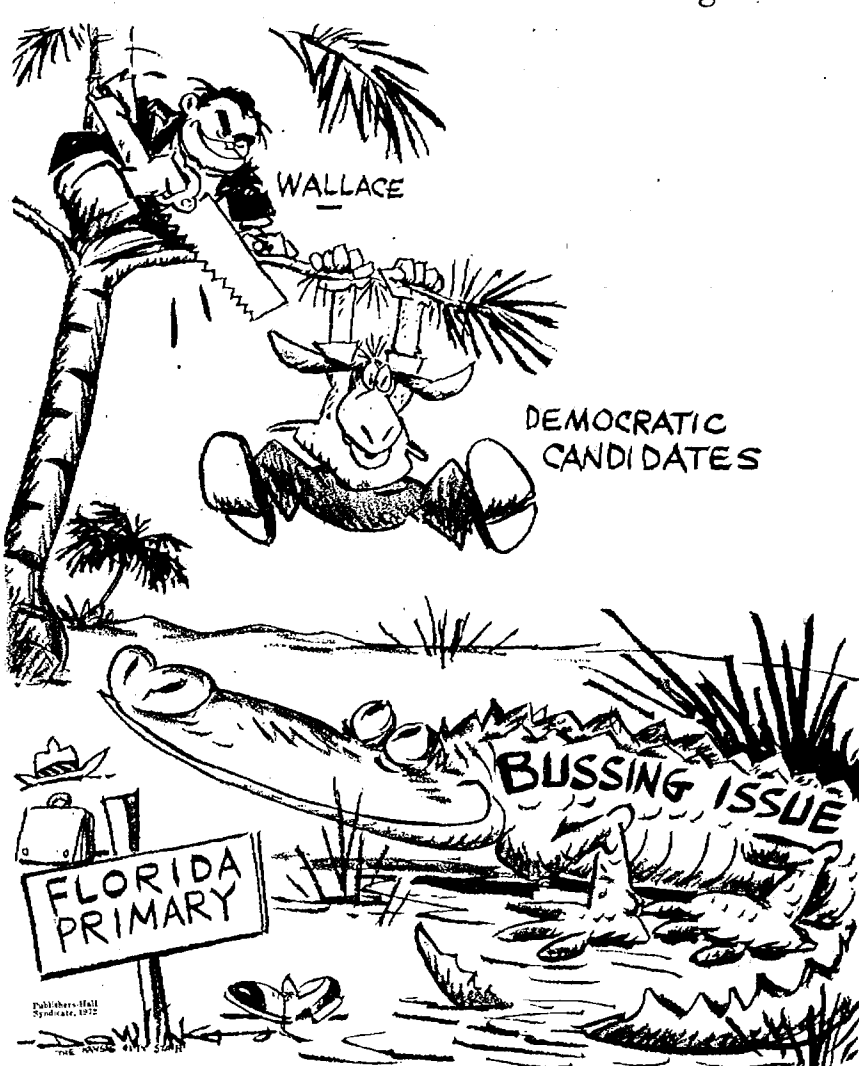
Project Hope forsook the Charity Ball last spring for a 25-mile hike in upstate New York by 38,000 teen-agers. The kids brought back \$600,000 in pledges for the world navigating medical ship, five times what Hope's last party earned. This result has convinced Hope and other charities that shoe leather expended in passing the hat beats dancing and dining.

This rise and decline in the big cities has not come to the smaller communities.

The Women's Service League in the Twin Cities, for example, annually posts a smashing record in fun and good works. So does the Civic Benefit Club.

It shows probably the same thing which can be said for government. Bigness by itself is not that much of a package.

### Gruesome Scene In The Political Everglades



### GLANCING BACKWARDS

#### NEW MOVIE THEATERS TO BE BUILT IN SJ

—1 Year Ago—

Modern new movie theaters may be built in the Southtown St. Joseph and the Fairplain shopping centers, it was revealed yesterday.

Atty. Richard Insley unveiled a site plan for the shopping center which would include a 145 by 110-foot supermarket, two adjoining stores, 38 feet wide and 125-feet deep, space for several more stores and the theater located at the far south

#### end of the city near St. Joseph drive.

—10 Years Ago—

Secession from the state of Michigan — a subject not new to the hotstove forums of the Upper Peninsula — is on the verge of being revived.

Dogged by fears that their beloved north country may be nearing the end of its economic rope, a group of businessmen are quietly organizing a plan to test current public reaction.

#### They conceive of a 51st state, created in the image of Nevada, with taxes on legalized gambling paying the bills.

#### INVASION FLEETS AUSTRALIA BOUND

—30 Years Ago—

An Exchange Telegraph dispatch from Canberra said today there were reports that Japanese invasion fleets were moving toward Port Moresby, on the south coast of New Guinea, 300 miles from the Australian mainland.

Official circles declined either to confirm or deny the reports, the dispatch continued, but they were believed in some quarters, which said the Australian air force was operating continuously against the Japanese fleets.

#### UNSUCCESSFUL

—40 Years Ago—

The B. & J. fish tug made an unsuccessful attempt to clear the harbor here this morning because of the ice. It was the first attempt since the storm began five days ago. After laboring several hours this morning the tug reached the coast guard station and turned back.

#### NO BIKINIS

—50 Years Ago—

State police will censor bathing costumes on the St. Joseph beach and inland waters under a new state law.

#### CONTEST

—60 Years Ago—

An oratorical contest for younger students will be held at the high school and those to give orations and declamations are Mortimer Mitchell, Pearl Ferguson, William Wynkoop, Harold Muliken, and Ronald Wynkoop, whose declamation will be "Trail of Warren Hastings."

#### HAS PHONE

—80 Years Ago—

Dr. Orsen, the new physician, has a telephone.

### EDITOR'S MAILBAG

Editor,  
The Herald-Press.

SO TRUE

Friendship is like a flower in bud,  
And a bud needs much tending.  
To have a friend, it feels so good,  
With happy days of never ending.

God bless the one who has a friend,  
So keep your friendship always true,  
A real friend is Godly sent,  
And may His blessings fall on you.

ULRICH ROSENHAGEN,  
601 Port St.,  
St. Joseph.

### Ray Cromley

### Russia May Face Big Food Crisis



WASHINGTON (NEA) — U.S. government Russia-watchers will be taking careful note of Soviet agriculture in the three months ahead.

If the signs indicate the U.S.S.R. will not come up with a bumper crop in 1972, these specialists foresee political and economic problems ahead for the Soviet Union.

It will not be sufficient for this year's crops to be up to what they were last year or the year before. The prospects (and the final reality) must be an important increase over the quite good output of the past two years.

The Russians have stretched themselves thin economically and without a bumper crop, the Russian rulers may have to make some agonizing decisions such as:

—Should they sell sizable amounts of their \$2 billion gold stockpile?

—Or should they cut back heavily on imports of high technology machinery essential to their industrial expansion and resource development. These imports are now running at \$1 billion a year.

Nikita Khrushchev faced this same crisis a few years back. He attempted to solve his problems by selling gold. The belief here is that this gold sale was a major factor in his downfall.

A number of Russians in powerful positions get exceedingly nervous when gold stocks are cut heavily. They feel keenly the dangers of insufficient reserves in a crisis, remembering back to when the young Soviet Union almost

collapsed for want of foreign exchange.

If the present ruling group in the Kremlin makes the decision to sell gold heavily, therefore, it would certainly lead to a vicious fight within the Politburo and possibly a shift in power from the Brezhnev bloc.

If Brezhnev does not draw down the Soviet Union's gold supply in this emergency in order to buy meat and grains abroad, then it must reduce markedly its imports of essential machinery.

But the Soviet Union is already lagging further and further behind the United States in high technology industrial development — especially in electronics, computer applications and petrochemicals. Russia is more and more being challenged in these advanced lines by a vigorous and imaginative Japan and West Germany.

The Russians find it impossible themselves to develop and manufacture new machinery, equipment and instrument rapidly enough to keep pace with the Western leaders. They are hampered by rigid political controls, bureaucratic inefficiency, military priorities and over-centralization.

Therefore they must import heavily to make up for these domestic inefficiencies or lose out to their European, American and Asia rivals. Lagging overmuch in this race, too, would lead to serious repercussions with the Kremlin and the party — though perhaps the political blowups would be a few years down the road.

### Marianne Means

### Florida Voters Cool To Lindsay



BOCA RATON, Fla. — New York Mayor John Lindsay is supposed to have bushels of charisma. It must be so, because every Democratic politician believes it.

Lindsay is supposed to be so sexy on television he makes all the ladies swoon. It must be so, because every male writer and TV commentator says so.

So how come Lindsay's electric personality is nothing but a dim bulb in Florida, where his popularity as a Presidential candidate is being tested for the first time?

If Lindsay has many swimmers here, they are all in jail or in hiding.

Lindsay is such a flop, his goal now in the March 14 primary here is merely to edge out Sen. George McGovern for fifth place. And that is an even more modest target than it sounds, since Lindsay is spending nearly half a million dollars toward that end while Sen. McGovern has written off the state as a loss and stopped all but minimal expenditures.

It is not sufficient excuse to blame Florida's lack of enchantment with Lindsay on grounds of its Southern

location. This state contains not only many ex-New Yorkers familiar with Lindsay's name but also a cross-section of voters roughly representative of the population mixture in the country at large.

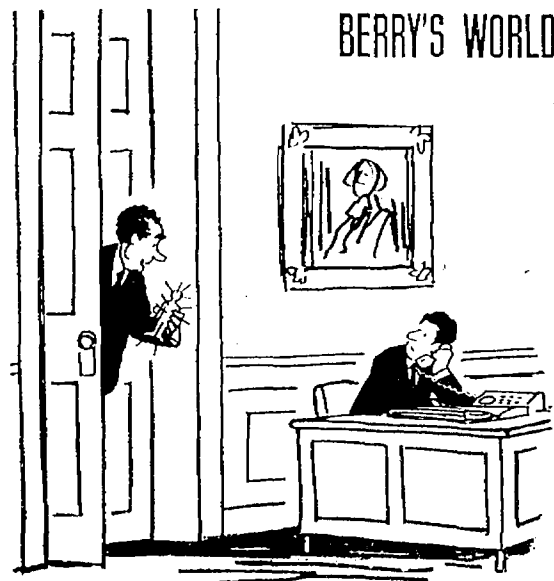
A door-to-door survey by this columnist last week showed Lindsay as the least-liked of any Democratic Presidential candidate among the vast majority of voters polled. The area sampled was the 28th Precinct of North Miami, a key Democratic section populated by white blue-collar workers. It was selected by professional pollster John Kraft.

"I watch him on Johnny Carson and I like his personality," a pretty young, blonde, policeman's wife said. "But I certainly wouldn't want him to be President."

A 72-year-old widow who fashions plastic slippers in a senior citizens' class wrinkled her nose at mention of his name. "If he can't run a city, how can he run 50 states?" she asked.

A middle-aged businessman with sauce stains on his tie was violently anti-Lindsay. "He's a phony," he snapped.

### BERRY'S WORLD



"Hold all calls and appointments for a half an hour. I'm going to play with my acupuncture doll!"

#### THE HERALD-PRESS

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## Student Will Run For BH School Post

Michael W. Atkinson, 17, a senior at Benton Harbor high school, has announced his candidacy for a two-year term on the city school board.

Son of Verdean Johnson, 633 Buss avenue, Michael will reach the voting age of 18 on May 8. He is a lifelong resident of the Benton Harbor area.

Campaign managers named by the candidate are Darwyn Fair, senior class president, and Robert DeFrance, Jr., a senior and president of the high school student council.

His candidacy got off to a hesitant start yesterday. Michael Shane of L.O.V.E. announced in the morning Atkinson would run. A short time later, Atkinson said he was withdrawing, only to say later in the day he was running.

Michael says he is running because he feels a student viewpoint on the school board would be helpful in adopting various policies for the school system.

A B-average student, he plans to go to Lake Michigan college in fall.

All juniors and seniors at the high school can attend a campaign meeting for Michael Monday at 8 p.m. at the Church of God in Christ on Nowlen street, Benton Harbor.

To be discussed at that meeting will also be a voter registration drive for young people. The meeting is sponsored by L.O.V.E.



MICHAEL W. ATKINSON



**STILL AVAILABLE:** To these 7-week-old part-Cocker Spaniel, part-Terrier puppies, Jessica Lynn Donoho is a badly-needed mother and companion, although Jessica is only three. These puppies and many other pets are available for "adoption" at Berrien county Humane Society shelter, 641 South Crystal avenue, Benton township. Jessica is daughter of Mr. and Mrs. Samuel A. Donoho, 2103 Hawthorne, St. Joseph. (Staff Photo)

### OPEN SATURDAYS

## License Bureau Extends Hours

Anyone wishing to purchase license tags or plates for this year can do so the next four Saturdays, according to

### Trooper Will Teach First Aid Class At LMC

A standard first aid course will begin March 21 in room 104-C, Lake Michigan college, 7 to 9 p.m., according to C. J. DeRuyter, first aid chairman for the American Red Cross.

Purchase of a \$1 text book is the only charge for the course to be instructed by Trooper William Cahill of the Benton Harbor state police post.

Richard Howard at the license bureau.

Howard said offices would be open until noon on March 11 and April 1 and until 5 p.m. on March 18 and 25. The state auto license bureau is located at 2609 Niles avenue, St. Joseph.

The drivers license section will not be open on these Saturdays, Howard said. He added the office is being kept open only to facilitate purchase of license plates.

All passenger cars and motorcycles must have their tags by the end of March. Trucks and trailers were to have theirs by the end of February.

The license bureau will also be open regular hours, Monday thru Friday.

Plans for a \$6 million apartment complex on Nickerson court just south of Fairplain Plaza resurfaced last night before the Benton township planning commission.

In what was termed a tentative committee report,

Commissioner Robert Nametz told the buyer and sellers of the 30.5 acre tract that right now "it looks favorable for you." A key stipulation was revealed in the oral report.



ATTY. ELDEN W. BUTZBAUGH, JR.  
Opens new law office in St. Joseph

## Attorney Opens New Law Office In St. Joseph

Atty. Elden W. Butzbaugh, Jr., has opened his own law office recently at 715 Ship street, Courthouse square, St. Joseph.

A lifelong resident of the Twin Cities area, he is the son of Atty. Elden W. Butzbaugh, Sr. His father and his brother, Alfred, are members of the Benton Harbor law firm of Butzbaugh, Page & Butzbaugh.

Butzbaugh began practicing law in this area in 1968 and was associated with Atty. Patrick Kinney until opening his own office recently. He is a graduate of Benton Harbor high school, holds a bachelor's and master's degree from Western Michigan university, and received his juris doctor degree from the University of Michigan.

Included in his professional

memberships are the Berrien County Bar association, the State Bar of Michigan, the American Bar association, the Michigan Trial Lawyers association, and the American Trial Lawyers association.

In civic affairs, Butzbaugh served as chairman in 1970 for the American Cancer society drive in Berrien county and was a member of the board of directors and executive vice president for the Berrien county American Cancer society. He also has been a member of the board of directors for the Y-uncles program and an ambassador for the Twin City area Chamber of Commerce.

Butzbaugh, his wife Judy, and sons Dan and T.D., reside at 218 South Sunnybank, St. Joseph.

## Ross Field Loses 25-Year Tenant When Firm Moves

Aircraft Components, Inc. will move from Ross field to the former Remington Rand plant in Benton Harbor by the end of the month, Herman Zollar, vice president of the company has told Twin Cities Airport board.

The move ends a 25-year association between Aircraft Components and the airport. The notice was read at yesterday's board session.

Zollar said Aircraft Components originally purchased the Remington Rand plant on North Shore drive in October, 1964 intending to move Aircraft Components, Inc. operations there eventually. The buildings have been used by Heath Co. for storage until recently when Heath acquired a new building in the Pipestone industrial complex.

When the Remington Rand building became available Zollar said various studies were made and the result indicated the move.

Aircraft Components expects the 10 per cent increase in aircraft registrations will mean a steady increase in supplying everything from pins

to parachutes.

The firm does a large mail order business, Zollar said. One of the advantages of the Ross field location was its convenience for its flying customers. But the Remington Rand plant will have more than three times the space of the 80-by-120-foot hangar on Woodland avenue at the southwest entrance to Ross field.

Remington Rand ended over a half century of printing operations in March of 1964. The building has 168,000 square feet of available room.

The airport board instructed Manager Edward Weisbruch to seek another tenant. The building can be converted easily into a hangar.

Airport Board Chairman John Banyon said he was scheduled to fly to Lansing today to confer with Robert Peckham, the airport's engineer, on installation of an instrument landing system. Banyon and Peckham will see if there is some way the instrument system can be installed without relocating Red Arrow highway as it runs past the east end of the field.

## Benton Apartments Planned

# \$6 Million Project Resurfaces

Indications were that developers would be required to install their own sewage line and if necessary upgrade the lift station on Plaza drive. Further studies on sewage requirements for the proposed complex are due before the request goes to public hearing.

Original plans for the complex were announced on January 13 by Herbert Reimers, a St. Joseph township real estate broker representing the buyers and sellers of the property. Sellers are Laurence Beaudoin of Benton township and Dennis Dick of Grand Rapids and the prospective buyer and developer is the Tri-State Development company of Southfield, Mich.

In other action last night, the commission recommended denial of a request submitted by Totzke Real Estate for rezoning of 1042 Gulf road from A-1 single family to C-multiple family. Earlier plans said four apartments would be built if the land were rezoned.

The unfavorable vote by the commission followed a committee report read by Robert Mattner. In the report, Mattner said the committee recommended denial because spot zoning would be involved and because of earlier petitions submitted by property owners in the immediate area opposing the apartments with 87 signatures.

Proponents were not at hand last night, but could still take the matter to public hearing despite the negative vote, according to Chairman James Benson.

Planners last night also: —Recommended approval of a request by Willard Davis, 1684 Red Arrow highway, for a used car license to operate a lot at that address with the stipulation that no more than 10 cars be on the lot at one time.

—Referred to public hearing a request by Susan Payne, Box 63911, Roslin road, for a special permit to house three or fewer elderly citizens at that address.

—Referred to committee a request by Enrico and Tamara Cozzolino, 310 East Delaware, for a home occupancy permit at that address to operate a beauty shop.

—Referred to committee a request by Lola and Columbus Wilder, 1024 Waukonda avenue, for special permit to house three or fewer elderly persons in their home.



**MOLTEN ALUMINUM SPILLS:** An estimated 300 to 400 pounds of molten aluminum seeped from a truck carrier last night while enroute from Benton Harbor to Bedford, Ind. Truck has capacity of 30,000 pound load. The aluminum apparently began seeping after truck left Michigan Standard Alloys in Benton Harbor but was not discovered until truck got to Berrien Springs on US 31. Metal was rated at 1,400 degrees in temperature. Malfunction of drain valve was blamed. James McKelvey, 31, Benton Harbor, driver of truck, told Berrien Springs — Oronoko township police he discovered leak after lights of passing truck reflected on spillage. Berrien Springs firemen stood by in case fire broke out. Workmen packed furnace cement into value and truck returned to Benton Harbor. (Staff photo)

## Starks Succeeds Shank As Chief Of United Fund

Robert L. Starks has been elected to succeed Ray Shank as president of United Community Fund.

The election took place yesterday at the monthly UCF board meeting, held at the YWCA, St. Joseph.

Other UCF officers elected for 1972 are Jerry McKinney, first vice-president; Dale Jeffers, second vice-president; Robert Gerbel, treasurer; Charles W. Johnson, assistant treasurer; and William F. Mitchell, secretary.

Starks, who is president of Kerley and Starks Funeral Home, of St. Joseph and New Buffalo, has been active with the United Fund for many years. In 1964, he was general chairman of a UCF campaign that reached 103 per cent of its goal. He also has served as chairman of the Professional, Special Gifts and Women's divisions and has been a member of the Michigan United Fund budget committee.

A graduate of Michigan State University and the College of Mortuary Science at Wayne State University, Starks was associated with mortuaries in Detroit and Lansing before coming to the Twin Cities in 1961. He is a member of the National Selected Morticians, the National Funeral Directors Association and the Michigan Funeral Directors Association.

Besides his work with UCF, Starks has been active in many other civic activities. He is a past president of the Twin Cities Area Chamber of Commerce and is a member of the Twin Cities Rotary Club and the St. Joseph Elks lodge. Starks also serves on the executive board of the Southwestern Michigan Boy Scout council, a UCF service, and is active with the First United Methodist Church, St. Joseph.

Starks and his wife, Carol, are the parents of three sons. The family lives at 3499 Valley View drive, St. Joseph.



ROBERT L. STARKS

### Roth Named Ad Manager At V-M Corp.

Robert Roth has been appointed advertising manager at V-M Corp., according to Merle "Bud" Cain, marketing manager for the Benton Harbor firm.

Formerly, Roth was assistant advertising manager with Magnavox and held retail advertising posts with RCA, V-M manufactures "Voice of Music" products.

## Prisoner Gets Lots Of Help

An ex-wife, a relative, the Berrien county friend of the court and a circuit judge all played a role Thursday in the early release of a Benton township man jailed for six months for falling behind in child support.

Friend of the Court George Westfield reported Judge William S. White cut short a six-month jail sentence—set Feb. 22—for John A. Keith after learning Keith has a job and his wife would excuse an \$8,925 child support arrearage.

The friend of the court and a relative of Keith arranged a job with a twin cities trucking firm for Keith, Westfield reported.

After the ex-wife appeared in court and offered to excuse the arrearage, the judge forgave it and ordered Keith to continue \$25 weekly support payments for two children until they finish school or turn age 18, whichever comes last. The children are not on welfare, Westfield added.

Keith, 40, lives at 542 Campbell, avenue Benton township.

## St. Joseph Will Host 18 Musical Groups At Festival On Saturday

Three St. Joseph orchestras and the Band and Orchestra Parents club will host the Junior and Senior High Orchestra Festival for Districts 6 and 11 Saturday at the St. Joseph senior high school auditorium.

Eighteen junior and senior high school orchestras, representing Battle Creek, Marshall, Portage, St. Joseph, South Haven, Sturgis and Vicksburg, will be performing from 8 a.m. to 6 p.m. Each group will play a required number, a selection of their choice and a string number. All participating orchestras will also be evaluated on a sight reading number.

Ratings given range from I to V with III being average. Judges will be Bob Ritsma, Holland; John Morse, Fort Wayne, Ind.; and Romeo Tata and Lyman Bodman, Michigan State university.

The performances are free, and the public is invited. Eight senior high orchestras will perform between 8 a.m. and noon. Ten junior high groups perform from 1:00 p.m. to 6 p.m.

The BOP will serve lunch in the senior high cafeteria from 10 a.m. to 4 p.m.

## Bill Is 'Legal Genocide' For Farmers--NFO Chief



**OPPOSES BILL:** Richard Doezema of Kent county, state president of National Farmers Organization, opposes farm price bargaining bill. A majority of other speakers favored it. (Staff photo).

### Kent Cattleman Nearly Alone In Opposition To Measure

BY BRANDON BROWN  
Staff Writer

The president of the Michigan National Farmers Organization (NFO) ran counter to most grower opinions here last night by opposing a bill in Lansing to permit farmers to create associations to bargain with food handlers.

Richard Doezema, state NFO president and a Kent county cattle farmer, opposed a bill by Sens. Charles Zollar of Benton Harbor and William Ballenger of Ovid as unnecessary and "legal genocide for Michigan farmers and food handlers."

Doezema ran counter to individual growers and representatives of Michigan Agricultural Cooperative Marketing Association (MACMA), Michigan Farm Bureau, and the Michigan Cherry Producers association during a two-hour public hearing in the jam-packed I&M auditorium in Benton Harbor last night.

It was the second of a pair of hearings. The first was held Monday in St. Johns. None others are planned but Sen. Zollar invited further comment in writing.

Doezema opposed Senate Bill 1225 as "legalized genocide" for farmers and food handlers and said NFO's position is: "We simply don't need it."

Farmers need more income but the bill is silent on this, and further it would permit farmers to be represented by marketing and bargaining associations, a right already permitted in a 1922 federal law, he said.

Yet farmers already have the bargaining tool they need, he said. Their crops.

Noel Stuckman, MACMA general manager, termed SB 1225 "bargaining rights legislation" for farmers, a right enjoyed by other segments of the economy, and said its passage in the current session of the Michigan legislature is urgently needed.

"One of the major reasons that we have concluded that legislation of this type is needed is the unwillingness of some handlers to recognize and negotiate with bargaining associations regardless of the stature of the association," Stuckman said.

He also was critical of "free riders" or farmers who profit by association-negotiated prices without being members or paying association costs.

The Capper-Volstead act of 1922 that Doezema mentioned is "obviously an inadequate basis for effective organization and bargaining in the 1970's," Stuckman added.

Stephen G. Shafer of route 1, Bangor, president of the Michigan Cherry Producers association and a MACMA member, displayed a 46-ounce can of apple juice retailing for 43 cents and computed the price paid the grower for juice in the can at 7 1/2 cents.

"We aren't getting a very big share of what the consumer pays," he said, adding he favors SB 1225.

Mr. and Mrs. John Dukeshner, farmers from route 2, Hartford, opposed the bill as a deprivation of a farmer's right not to join or pay an association's fees.

"I don't want to be told I have to join an association," Mrs. Dukeshner said.

Dukeshner himself read a tongue-in-cheek proposal for ADF, or Aid to Dependent Farmers, as an answer to artificial farm product price

increases and said he favors letting supply and demand determine production.

Mrs. Alex (Judy) Newman of route 1, Benton Harbor, also opposed the bill as a deprivation of the individual's right not to join.

But Mrs. Wallace Heuser of route 2, Hartford, said farmers are going broke and something must be done or family farms will disappear.

"Whatever we're doing, it isn't enough and it isn't right because too many of us are going broke," she said.

She termed it "comical" that



**CO-AUTHORS OF BILL:** State Senators Charles Zollar (right) and William S. Ballenger, co-authors of state agricultural price bargaining bill hear opinions on bill at public hearing in Benton Harbor last night. (Staff photo).

nonunion farmers exist in a largely union society and said SB 1225 is the farmer's chance to help himself.

Others also favored the bill, including Michigan Farm Bureau legislative counsel Alfred Almy, who termed it a balance to food handler power.

More and more, he said, food handlers prepare contracts and

offer them to farmers on a "take it or leave it" basis.

Besides permitting marketing and bargaining associations to represent farmers, SB 1225 would establish a board to administer the law, bar food handlers from coercing or discriminating against farmers, and provide for mediation and arbitration

of association-handler disputes. Representatives of at least three food processors reportedly were present last night, but they offered no public comment.

Representatives of at least three food processors reportedly were present last night, but they offered no public comment.

## School Tax Vote May 2 For Berrien

**BERRIEN SPRINGS** — Berrien Springs school district voters will be asked to approve renewal of the school system's expiring 9.6 mill operating levy at a special election scheduled for May 2 by the district's board of education last night.

The authorization of the operating levy, expires with taxes collected this year. It is part of the district's total rate of 25.476 mills.

The board also discussed resubmitting to voters the twice-defeated junior high school construction proposal, which lost at the polls by 157 votes out of total of 1,207 cast in Dec., 1970, and by 91 votes out of 1,169 cast last June.

The proposal, when submitted last June, called for a \$2.6 million bond issue to finance the construction of the proposed school.

Berrien Spring Supt. Lee Auble said this morning that it should not be assumed that the \$2.6 million figure would necessarily remain constant should the proposal be revived, saying that the school's architects would have to be consulted to see how the passage of time had affected the cost of the proposal. He did say that the passage of junior high school construction issue would add about 3.5 mills to the system's debt retirement levy.

Auble said he expected the board to reach a decision at its next meeting on whether or not to resubmit the construction proposal.

In other action at its meeting last night, the board set the dates for next year's Christmas vacation as Dec. 21, a Thursday, to Jan. 3, a Wednesday. Spring vacation was set for the last week in March, to include the period Mar. 24 to Apr. 1.

The employment of junior high teacher Scott Pluss as an assistant junior high track coach was approved. Supt. Auble said that only one coach had been provided for, and that another was required because of the unexpectedly high number of boys out for track. He said about 60 boys have come out.

The board also authorized athletic director Bruce Taietel to make inquiries into the possibility of transferring the school from the Blossomland athletic conference to the Red Arrow conference.

Auble said that Berrien Springs is smaller than the other schools in the Blossomland conference, and that the other schools are growing faster. He said the possibility of such a move has been under consideration for sometime, and there is support for it in the community.

The board approved the holding of a summer program for migrant children. The programs, which are financed with federal funds, enroll migrant children of up to 10 or 11 years of age while their parents work in the area.

### Leaders Named

LANSING, Mich. (AP) — Gov. William Milliken has appointed Dr. William Hubbard, vice president of the Upjohn Co. of Kalamazoo, and Lowell Perry, of the Chrysler Corp. of Detroit, as co-chairmen of his Action Committee on Corrections.

The governor urged the group Wednesday to function, "not as a study committee, but as an action group which will develop concrete proposals which we can take to the legislature early next year."

Committee members agreed one of their first jobs would be to visit as many Michigan prisons as possible.

Monday's Stevensville village election took another turn yesterday afternoon with the entrance of former village president Conrad Stampohar and former treasurer Mrs. Edna Zandarski as write-in candidates for president and clerk.

Stampohar, a Democrat, defeated James Small with a write-in campaign in 1969. He now seeks to upset Arthur Kasewurm who defeated him in a re-election bid in 1971.

Stampohar said that he and

Mrs. Zandarski would wage a door-to-door write-in sticker campaign in the village in concert with incumbent trustees Duane Nolan and Robert Sturch, who announced their candidacy as write-ins only Wednesday.

When asked how he would rate the chances of their eleventh hour candidacy, Stampohar said "We'll give it a good try." He said that he began his successful 1969 write-in campaign two weeks before the election.

Stampohar was re-elected in 1970. Kasewurm is the only regular candidate seeking the village president post Monday.

Mrs. Zandarski, Stampohar's running mate in the write-in try, was also defeated in 1971 by the incumbent she will challenge Monday. She gave up her three-year tenure as village treasurer last year to try for the post of clerk. She was defeated by Bernice Schoenfelder, who is on Monday's ballot for re-election. Stampohar said in an-

nouncing his candidacy, "One of the biggest things bugging us is Mr. Yasdick, his age and the action that took place at the last council meeting, and the fact that it was not immediately reported."

"We charge conflict of interest as far as Mr. Yasdick and the street commissioner's job are concerned. We have attorney generals' opinions on the point and we don't like to have the people of the village of Stevensville being kept in ignorance of what the law is."

Yasdick, a village trustee, was relieved of his duties as street commissioner at the council's meeting Mar. 2 in an unexpected vote, and the action did not come to light until this week.

When contacted about it Tuesday, Kasewurm expressed optimism the council's action would be overturned by the regular candidates, who were then still unopposed for election, when they took office.

The addition of Stampohar and Mrs. Zandarski to the list of announced write-in candidates in Monday's election brings that list to four, and the number of positions for which races are expected to three.

Before Wednesday, no contests at all were expected.

Challenged by Nolan and Sturch for the three trustee seats available are William C. Heyn Jr., assistant cashier in the Farmers and Merchants bank mortgage department; Donald DeMorrow, a screw machine setup man at Whirlpool and local contractor; and Richard Kramer, a design engineer at Auto Specialties company, Benton Harbor.

The three won positions on the ballot in a four-way primary race, edging out Sturch, who is attempting to come back as a write-in. None

has held public office before.

Neither Nolan or Sturch had announced the intention of seeking re-election as write-ins before the development of the controversy involving Yasdick. They cast two of the three votes calling for Yasdick's enforced retirement at the Mar. 2 meeting, when it was still assumed they would not be returning to the council.

The third vote was cast by Charles Koch, the other outgoing trustee, who is not known to be seeking re-election.

Trustee George Ritter, whose term does not expire this year, abstained. Trustee Charles Kerlikowski was absent.



CONRAD STAMPOHAR



EDNA ZANDARSKI



ARTHUR KASEWURM



BERNICE SCHOENFELDER



DUANE NOLAN



ROBERT STURCH



WILLIAM C. HEYN JR.



DONALD DEMORROW



RICHARD KRAMER

## Paw Paw Man Dies In Bizarre Crash

**PAW PAW**—A Paw Paw man was injured fatally near here Thursday in a bizarre two-car collision involving a close neighbor.

State police at the Paw Paw post identified the victim as William Browning, 63, of 411 Miller street. The driver of the second car was identified as Patsy Ann Spiech, 32, of 402 Miller street.

She was reported by Bronson hospital officials to be in fair condition today

with leg and internal injuries.

Browning and his wife lived about two houses away from Mrs. Spiech.

Browning's death is the first traffic fatality in Van Buren county so far this year.

The accident occurred about 12:04 p.m. on M-40 between Paw Paw and Lawton. State police said Browning apparently was returning from ice fishing and was northwest bound

toward Paw Paw when his car was in a near head-on collision with the Spiech auto.

Browning was trapped for a time in his auto before he and Mrs. Spiech were taken to Bronson hospital, Kalamazoo, by the county sheriff's ambulance.

Mr. Browning died about 2:35 p.m., apparently from massive chest injuries, state police said.

State police said the curve on which the ac-

cident occurred was covered with snow and a heavy snow squall at the time of the accident may have obscured the vision of both drivers.

There were no witnesses to the accident and state police said their investigation is continuing.

Funeral arrangements for Mr. Browning are incomplete pending an autopsy which is to be conducted today.

Mr. Browning was born

Sept. 30, 1908, in Kentucky and moved to Paw Paw 21 years ago from Chillicothe, Ohio. He was a veteran of World War II and was employed by the Allied Paper Co., Kalamazoo.

Survivors include his widow, Betty, and two sisters, Mrs. Mallie Combs of Xenia, Ohio, and Mrs. Boyd (Laura) Morgan of Essex, Ky.

Friends may call at the Thompson funeral home, Paw Paw, after 9 a.m.

Saturday.

Funeral services will be held at 8 p.m. tomorrow in the funeral home with the Rev. William V. Payne, pastor of the Paw Paw United Methodist church, officiating.

He will then be transferred Sunday to the Fawcett-Oliver-Glass funeral home in Chillicothe where services will be held Monday at 2 p.m. Burial will be in Greenlawn cemetery.